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Attorneys for Plaintiffs, individually and on
behalf of all others similarly situated

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

In Re WAL-MART STORES, INC.
WAGE AND HOUR LITIGATION

Case No. C 06 02069 SBA

CLASS ACTION

This Document Relates To:

Case Nos.

C 06 02069 SBA (Smith) and
CV 06 05411 SBA (Ballard)

**DECLARATION OF MARCUS J. BRADLEY,
ESQ. IN SUPPORT OF PLAINTIFFS'
OPPOSITION TO MOTION TO
DEFENDANT'S MOTION FOR SUMMARY
JUDGMENT AND/OR SUMMARY
ADJUDICATION AS TO PLAINTIFFS
BARRY SMITH, MICHAEL WIGGINS AND
DANTON BALLARD**

Date: April 22, 2008
Time: 1:00 p.m.
Location: United States Courthouse
Courtroom 3, Third Floor
1301 Clay Street
Oakland, CA 94612-5212

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Bradley Declaration in Support of Plaintiffs' Opposition to Motion to
Defendant's Motion for Summary Judgment

ADDITIONAL PLAINTIFFS' COUNSEL

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1 Marcus J. Bradley declares as follows:

2 1. I am an attorney at law, duly licensed to practice before all of the courts of the
3 State of California. I am admitted to practice before the United States District Court for the
4 Northern District of California, as well as the District Courts for the Central and Southern District.
5 I am a principal in Schwartz, Daniels & Bradley, one of the firms representing the Plaintiffs and
6 the proposed class. I am one of the attorneys in our firm primarily responsible for the litigation of
7 this matter. In that capacity, I have been involved with reviewing all discovery propounded to and
8 responded to by Defendant, and all documents produced in this case. I also have read and
9 reviewed certified copies or originals of all depositions taken in the case.

10 2. Attached hereto as Exhibit A is a true and correct of excerpts from the certified
11 transcript of the Videotape Deposition of Barry Smith dated August 3, 2007.

12 3. Attached hereto as Exhibit B is a true and correct copy of excerpts from the
13 certified transcript of the Videotape Deposition of Michael Wiggins dated August 3, 2007.

14 4. Attached hereto as Exhibit C is a true and correct copy of excerpts from the
15 certified transcript of the Videotape Deposition of Danton Ballard dated July 25, 2007.

16 5. Attached hereto as Exhibit D is a true and correct copy of Martin M. Shapiro's
17 Report on Termination and Pay-Outs in California Wal-Mart Stores dated March 25, 2008.

18 I declare, pursuant to the laws of the United States and of the State of California, that the
19 foregoing is true and correct to the best of my personal knowledge. This Declaration is executed
20 on April 1, 2008, at Agoura Hills, California.

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